

~~FILED~~UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIACLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
14 JAN -3 PM 3:46
07 DEPUTY

UNITED STATES OF AMERICA

v.

JOSE RUIZ (1)

3rd AMENDED JUDGMENT IN CRIMINAL CASE
(For Offenses Committed On or After November 1, 1987)

Case Number: 12CR1657-WQH

RICHARD MEDINA, RET

Defendant's Attorney

REGISTRATION NO. 32807298

 Modification of Restitution Order (18 U.S.C. § 3664)

THE DEFENDANT:

 pleaded guilty to count(s) 5 AND 10 OF THE INDICTMENT was found guilty on count(s) _____

after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offense(s):

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Count Number(s)</u>
18 USC 1341;	MAIL FRAUD	5
18 USC 981(a)(1)(C)		
and 28 USC 2461(c)		
18 USC 1957	MONEY LAUNDERING	10
18 USC 982(a)(1)		

The defendant is sentenced as provided in pages 2 through 9 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

The defendant has been found not guilty on count(s) _____

Count(s) All remaining counts is are dismissed on the motion of the United States.

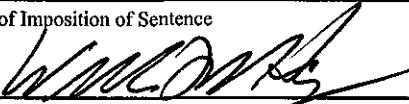
Assessment: \$200.00 (\$100.00 each count)

 Fine waived Forfeiture pursuant to order filed 9/13/2012, included herein.

IT IS ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant shall notify the court and United States Attorney of any material change in the defendant's economic circumstances.

JULY 18, 2013

Date of Imposition of Sentence

HON. WILLIAM Q. HAYES
UNITED STATES DISTRICT JUDGE

DEFENDANT: JOSE RUIZ (1)

CASE NUMBER: 12CR1657-WQH

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 57 months as to each count concurrently

Sentence imposed pursuant to Title 8 USC Section 1326(b).

The court makes the following recommendations to the Bureau of Prisons:
That the defendant be designated to a facility in the Western Region

The defendant is remanded to the custody of the United States Marshal.

The defendant shall surrender to the United States Marshal for this district:
 at _____ a.m. p.m. on _____
as notified by the United States Marshal.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:
 before _____
 as notified by the United States Marshal.
 as notified by the Probation or Pretrial Services Office.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____
at _____, with a certified copy of this judgment.

UNITED STATES MARSHALBy _____
DEPUTY UNITED STATES MARSHAL

12CR1657-WQH

DEFENDANT: JOSE RUIZ (1)

+

CASE NUMBER: 12CR1657-WQH

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of :
3 years supervised release to run as to each count concurrently

The defendant shall report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state or local crime.

For offenses committed on or after September 13, 1994:

The defendant shall not illegally possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter as determined by the court. Testing requirements will not exceed submission of more than 4 drug tests per month during the term of supervision, unless otherwise ordered by court.

The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. (Check, if applicable.)

The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon.

The defendant shall cooperate in the collection of a DNA sample from the defendant, pursuant to section 3 of the DNA Analysis Backlog Elimination Act of 2000, pursuant to 18 USC sections 3563(a)(7) and 3583(d).

The defendant shall comply with the requirements of the Sex Offender Registration and Notification Act (42 U.S.C. § 16901, et seq.) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in which he or she resides, works, is a student, or was convicted of a qualifying offense. (Check if applicable.)

The defendant shall participate in an approved program for domestic violence. (Check, if applicable.)

If this judgment imposes a fine or restitution obligation, it is a condition of supervised release that the defendant pay any such fine or restitution that remains unpaid at the commencement of the term of supervised release in accordance with the Schedule of Payments set forth in this judgment.

The defendant must comply with the standard conditions that have been adopted by this court. The defendant shall also comply with any special conditions imposed.

STANDARD CONDITIONS OF SUPERVISION

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer in a manner and frequency directed by the court or probation officer;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

DEFENDANT: JOSE RUIZ (1)

CASE NUMBER: 12CR1657-WQH

+

SPECIAL CONDITIONS OF SUPERVISION

Submit person, residence, office or vehicle to a search, conducted by a United States Probation Officer at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release; failure to submit to a search may be grounds for revocation; the defendant shall warn any other residents that the premises may be subject to searches pursuant to this condition.

If deported, excluded, or allowed to voluntarily return to country of origin, not reenter the United States illegally and report to the probation officer within 24 hours of any reentry to the United States; supervision waived upon deportation, exclusion or voluntary departure.

Not transport, harbor, or assist undocumented aliens.

Not associate with undocumented aliens or alien smugglers.

Not reenter the United States illegally.

Not enter or reside in the Republic of Mexico without written permission of the Court or probation officer.

Report all vehicles owned or operated, or in which you have an interest, to the probation officer.

Not possess any narcotic drug or controlled substance without a lawful medical prescription.

Not associate with known users of, smugglers of, or dealers in narcotics, controlled substances, or dangerous drugs in any form.

Participate in a program of mental health treatment as directed by the probation officer. The Court authorizes the release of the presentence report and available psychological evaluations to the mental health provider, as approved by the probation officer. Allow for reciprocal release of information between the probation officer and the treatment provider. May be required to contribute to the costs of services rendered in an amount to be determined by the probation officer, based on the defendant's ability to pay.

Take no medication containing a controlled substance without valid medical prescription, and provide proof of prescription to the probation officer, if directed.

Provide complete disclosure of personal and business financial records to the probation officer as requested.

Be prohibited from opening checking accounts or incurring new credit charges or opening additional lines of credit without approval of the probation officer.

Not engage in the employment or profession of fiduciary responsibility.

Resolve all outstanding warrants within days.

Complete hours of community service in a program approved by the probation officer within days.

Reside in a Residential Reentry Center (RRC) as directed by the probation officer for a period of days.

Participate in a program of drug or alcohol abuse treatment, including urinalysis or sweat patch testing and counseling, as directed by the probation officer. Allow for reciprocal release of information between the probation officer and the treatment provider. May be required to contribute to the costs of services rendered in an amount to be determined by the probation officer, based on the defendant's ability to pay.

AO 245S Judgment in Criminal Case
Sheet 5 — Criminal Monetary Penalties

Judgment — Page 5 of

DEFENDANT: JOSE RUIZ (1)
CASE NUMBER: 12CR1657-WQH

RESTITUTION

The defendant shall pay restitution in the amount of \$1,120,029.50 unto the United States of America.

This sum shall be paid immediately.
 as follows:

Pay restitution in the amount of \$1,120,029.50 through the Clerk, U. S. District Court (for victims see attachment). Payment of restitution shall be forthwith. During any period of incarceration the defendant shall pay restitution through the Inmate Responsibility Program at the rate of 50% of the defendant's income, or \$25.00 per quarter, whichever is greater. The defendant shall pay the restitution during his supervised release at the rate of 20% of the defendant's income, or \$250 per month,whichever is greater. These payment schedules do not foreclose the United States from exercising all legal actions, remedies, and process available to it to collect the restitution judgment.

Until restitution has been paid, the defendant shall notify the Clerk of the Court and the United States Attorney's Office of any change in the defendant's mailing or residence address, no later than thirty (30) days after the change occurs. Restitution is to be paid to the victims listed on the exhibit submitted by the Government and distribution is to be made on a pro rata basis.

The Court has determined that the defendant have the ability to pay interest. It is ordered that:

The interest requirement is waived.

The interest is modified as follows:

Ruiz Victims		
Restitution Amount	Last Name	First Name
\$10,428.00	Carter	Max L and Lilia Abarca
\$2,385.00	Mendoza	Christian P
\$5,292.00	Andrade	Eustolia
\$1,790.00	Mansilla	Walter and Rosa
\$3,585.00	Jasso	Benjamin and Audelia Garcia
\$2,170.00	Rodriguez	Gladys
\$5,980.00	Isarraras	Jesus Regalado and Adriana Bravo
\$1,400.00	Lopez	Levi
\$3,980.00	Castro	Juan and Nelly Pinedo
\$15,345.00	Gomez	Marty
\$8,400.00	Andrade	Jose and Adriana Aldaco
\$3,790.00	Baez Duarte	Tomasa
\$4,359.00	Alvarez	Rogelio A. and Ramona Avalos
\$900.00	Chacon	Antonia
\$2,985.00	Lopez	Mario and Ana Patricia
\$100.00	Reyes	Antonio and Yolanda
\$850.00	Garcia Lopez	Graciela
\$2,985.00	Canela Zambrano	Juan and Alcanta Lourdes
\$1,867.00	Rodriguez	Valentin and Blanca Perez
\$3,681.00	Gutierrez	Jaime
\$6,881.00	Quiroz	Carlos Bravo and Christina Gomez
\$5,132.00	Leon	Lydia
\$2,400.00	Cruz	Raymundo and Elisabeth Valencia de Cruz
\$9,424.00	Alatorre	Christopher and Margarita
\$5,685.00	Barrios	Raymond and Veronica
\$8,771.00	Bugarin	Jose Hector
\$5,085.00	Contreras	Arturo and Maria
\$5,637.00	Cortes	Ernesto
\$9,975.00	Carranza	Ogarita
\$9,297.00	Vela	Joseph and Josefina
\$3,980.00	Gonzalez	Sergio
\$10,241.00	Cuellar	Fabio and Josefa
\$15,960.00	Zavala	Ricardo and Davina
\$2,706.00	Luna	Albert and Arleen
\$7,480.00	Orozco Zamudio	Rosendo and Guillermina
\$11,363.00	Zavala	Robert and Patricia
\$38,530.00	Vega	Joseph and Lorena
\$16,535.00	Blancas	Raul and Nita
\$2,000.00	Arellano	Abel and Maria
\$3,585.00	Martinez-Espita	Rafael
\$3,980.00	Navarro	Jose Alfredo
\$8,049.00	Maquinalez	Irma
\$29,564.00	Barbieri	Jack and Danielle
\$6,364.00	Gonzalez	Juan and Ramona
\$6,720.00	Donnelly	William and Patricia

\$5,085.00	Rosales	Abadiel
\$7,500.00	Alvarez	Moises and Judith Hernandez
\$995.00	Rosales	Jose and Claudia
\$6,204.00	Guadan Loza	Cynthia M
\$3,792.00	Martinez	Tom and Juanita
\$894.00	Villa	Rosalie
\$18,645.00	Avila	Bertha and Amelia Iniguez
\$5,385.00	Diaz	Moses and Yvonne
\$3,000.00	Hernandez	Julio and Elba Salguero
\$1,346.00	Cortez	Juan Carlos and Mirna
\$8,196.00	Gusman	Kevin
\$3,090.00	Sanchez	Norma
\$3,372.00	Argueta	Rosa
\$5,970.00	Ruiz	Herman and Yvonne
\$1,195.00	Galvan	Alejandro and Mireya
\$7,688.00	Dickson	Quincy and Gloria
\$6,175.00	Riveros	Alfredo and Monica Corredor
\$8,460.00	Perez	Mary
\$3,788.00	Garcia	Tim and Lillian
\$6,540.00	Santana Jr	Salvador
\$10,465.00	Hernandez	Juan and Gloria
\$800.00	Coronado	Jose and Cynthia
\$2,100.00	Vazquez	Vicente and Alicia
\$10,000.00	Gonzalez	Vicente and Karina
\$1,536.00	Torres	Eddie
\$1,790.00	Rosetti	Enrique
\$8,955.00	Ordaz	Jose
\$11,646.00	Valdez	Carla
\$7,458.00	Cortez	Manuel and Rebecca
\$7,315.00	Toledo	Angelica
\$3,579.00	Tabora	Antonio
\$11,355.00	Navarro	Manuel Salvador and Adriana H
\$1,200.00	Garcia	Adelo
\$3,885.00	Sanchez	Salvador
\$1,750.00	Ramirez Perez	Silvestre
\$4,188.00	Beander	Patricia
\$4,975.00	Huiza	Salvador and Rosa M
\$995.00	Lopez	Ignacia and Sostenes
\$7,565.00	Walsh	Colleen Marie
\$17,555.00	Balbuena	Teodora and Sarina Carreon
\$16,750.00	Siaz	Raynaldo and Eloisa
\$48,000.00	Madrid	David and Rebecca
\$3,849.00	Ferran	Leroy and Joyce
\$1,395.00	Dalere	Rhodaline
\$1,990.00	Hernandez	Gerardo and Maria Angeles
\$3,585.00	Valadez	Julio and Sonia
\$5,970.00	Mendoza	Herminio and Mary Gonzalez
\$2,994.00	Newberry	John and Patricia

\$250.00	Aguilar	Abraham
\$4,500.00	Rueda	Samuel
\$4,185.00	Sinohui	Maria
\$3,982.00	Andrade	Michael and Maricela
\$7,960.00	Hernandez	Guadalupe
\$3,272.00	Rivas	Johanna
\$5,468.00	Martinez	Veronica
\$20,000.00	Moreno	Ramon P and Elana Paredez
\$3,789.00	Saldivar	Jose and Gladys
\$5,970.00	Torres	Jose
\$6,445.00	Ochoa	Aracely
\$13,944.00	Hernandez	Jose and Bertha
\$2,829.00	Godinez	Martha
\$2,985.00	Aguirre	Juan Martin
\$2,200.00	Coker	Pamela
\$956.00	Castillo	Maria R
\$6,588.00	Cerqueda	Maria Eugenia
\$2,985.00	Martinez	Maria Mirna
\$2,373.00	Naranjo-Guzman	Hector and Maria Lepe-Lopez
\$1,000.00	Morales	Pedro and Aracely Herrera
\$9,065.00	Flores	Armando and Yolanda
\$3,585.00	Landeros Lopez	Jorge and Lehua R
\$6,270.00	Martinez	Modesto and Ana Maria
\$5,370.00	Olmos	Thomas and Carolena
\$4,197.00	Diaz	Ralph and Theresa J
\$3,585.00	Gonzalez	Gabriel
\$6,265.00	Romero	Nestor and Nora Barrientos
\$5,250.00	Atkinson	Omar and Grace
\$2,000.00	Alcantar Avalos	Alfredo
\$497.50	Vega	Michael and Marisol Zamudio-Vega
\$2,946.00	Guzman	Rafael and Julie
\$6,265.00	Pardo	Alberto and Laura Campos-Lopez
\$2,000.00	Romero	Jose and Josefina
\$6,380.00	Cardenas	Miguel Angel
\$3,000.00	Yanez	Noe
\$6,475.00	Jimenez	Joe and Janie D
\$11,960.00	Mendez	Jose
\$2,300.00	Pham	Chris
\$6,484.00	Gomez	Arturo and Maria
\$2,000.00	Castro	Alma Lorena
\$4,495.00	Miranda	Marissa and Lourdes Reveles
\$2,400.00	Dominguez	Josefina
\$3,342.00	Vasquez	Ignacio
\$2,000.00	Barajas	Ramon
\$3,588.00	Reyes Morales	Arnulfo and Alejandrina Hernandez-Reyes
\$8,710.00	Gutierrez	Maria Isabel
\$1,000.00	Alvarez	Maria Isabela
\$2,000.00	Baca	Luis and Elizabeth Montanez

\$1,295.00	Cruz	Martha
\$6,372.00	Casco	Gil and Marie
\$3,524.00	Castaneda	Ramon
\$2,554.00	Valdez	Sandra
\$4,930.00	Salcedo	Alberto and Micaela
\$2,649.00	Hernandez	Concepcion
\$7,840.00	Reynoso	Margarita
\$8,365.00	Ibarra Jauregui	Salvador
\$2,900.00	Dominguez	Daniel
\$15,150.00	Hernandez	Raymundo E
\$11,682.00	Arango	Francisco
\$5,582.00	Torres	Antonio and Carmen Ruiz
\$900.00	Gomez	Sandra
\$2,000.00	Hernandez	Lorenzo and Angelica Cordero
\$9,757.00	Salcido	Francisco and Irma
\$6,195.00	Campos	Manuel and Maria
\$1,295.00	Meza Jr	Arturo and Brenda Garcia
\$12,240.00	Reyes	Jose W and Lillian Zazueta
\$9,765.00	Valdez	Abel and Macrina Sandoval
\$1,547.00	Arrellano Chavez	Isidro
\$4,498.00	Ehda	Patricia
\$1,395.00	Garcia	Marcos and Otilia
\$5,376.00	Gonzalez	Julio Alonzo and Silvia Herrera
\$2,988.00	Gonzales	Raymundo and Carmen
\$898.00	Mayorga	Alma
\$3,640.00	Toro	Lawrence and Lolita
\$5,154.00	Melendez	Hernan A and Silvia
\$15,419.00	Cervantes	Charley
\$2,194.00	Soria	Jorge and Juana
\$7,015.00	Coria Contreras	Gilberto
\$9,560.00	Esquivel	Judy
\$28,504.00	Marquez	Robert and Marlyn
\$7,295.00	Avila	Paul and Erika German
\$11,355.00	Navarro	Manuel Salvador
\$1,000.00	Medrano Rodriguez	Pedro
\$7,649.00	Landeros	Bertha
\$8,956.00	Carrillo	Ambrosio and Lourdes
\$1,295.00	Lopez	Sylvia
\$950.00	Leon	Esmeralda
\$10,872.00	De La Rosa	Luis Arsenio and Maria Concepcion
\$7,567.00	Medina	Antonio and Josefina
\$3,980.00	Avalos	Carlos
\$2,236.00	Del Cid	Maria Ayde

\$1,120,029.50